



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

GAINER, et al

Atty. Ref.: 4112-7

Serial No. 10/647,132

Group: 1621

Filed: August 25, 2003

Examiner: Deborah D. Carr

For: BIPOLAR TRANS CAROTENOID SALTS AND THEIR USES

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August 27, 2009

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

As suggested by 37 C.F.R. 1.97, the undersigned attorney brings to the attention of the Patent and Trademark Office the references listed on the attached form PTO/SB/08a. The two U.S. references were previously cited in a prior IDS. This is not to be construed as a representation that a search has been made or that no better prior art exists, or that a reference is relevant merely because cited. Also attached is a copy of an Examination Report for Diffusion's New Zealand Patent Application No. 561664. This is a New Zealand application corresponding to the owner's U.S. patent application 11/361,054 (Our Ref. 4112-42) and PCT/US06/06422 (Our Ref. 4112-43).

The Examiner is requested to initial the attached form PTO/SB/08a and to return a copy of the initialed document to the undersigned as an indication that the attached has been considered and made of record.

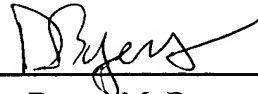
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The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____



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